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EP1646

Patent Docket P1110C1

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9/28/02

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of Avi J. Ashkenazi et al. Serial No.: 09/992,964 Filed: November 19, 2001 For: Apo-2DcR	Group Art Unit: 1646 Examiner: not yet assigned CERTIFICATE OF EXPRESS MAILING Express Mail Number: <u>EV 889343350 US</u> I hereby certify that this correspondence is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated below and is addressed to Assistant Commissioner of Patents, Washington, D.C. 20231. September 11, 2002 <i>Mona Beltran</i> Mona Beltran
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TRANSMITTAL LETTERAssistant Commissioner of Patents
Washington, D.C. 20231

RECEIVED

SEP 17 2002

TECH CENTER 1600/2900

Sir:

Transmitted herewith are the following documents:

1. Supplemental Information Disclosure Statement
and Statement Pursuant to 37 CFR 1.607(C)
2. Form PTO-1449 with 1 Reference
3. Return postcard

In the event any additional fees are due in connection with the filing of these documents, the Commissioner is authorized to charge such fees to our Deposit Account No. 07-0630.

Respectfully submitted,

GENENTECH, INC.

Date: September 11, 2002

By: *Diane L. Marschang*
Diane L. Marschang
Reg. No. 35,600
Telephone No. (650) 225-5416


09157

PATENT TRADEMARK OFFICE



Patent Docket P1110C1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

AND

STATEMENT PURSUANT TO 37 CFR 1.607(C)

Assistant Commissioner of Patents
Washington, D.C. 20231

Sir:

Applicants submit herewith a publication (attached hereto and listed on the attached revised Form PTO-1449) of which they are aware, which they believe may be material to the examination of this application and in respect of which there may be a duty to disclose in accordance with 37 CFR §1.56.

This Information Disclosure Statement is filed in accordance with the provisions of:

[x] **37 CFR §1.97(b)**

- within three months of the filing date of the application other than a continued prosecution application under 37 CFR §1.53(d); **or**
- within three months of the date of entry of the national stage of a PCT application as set forth in 37 CFR §1.491, **or**
- before the mailing of the first Office action on the merits; **or**
- before the mailing of the first Office action after the filing of a request for a continued examination under 37 CFR §1.114.

The publication, US 2001/0021516, is identified on the attached revised Form PTO-1449 (Modified). In accordance with the requirements of 37 CFR 1.607(c) and MPEP 2307.05, the undersigned wishes to advise the Examiner that the now pending claims in the present application correspond exactly or substantially to claims 1-18 of US 2001/0021516.

In accordance with 37 CFR §1.97(g), the filing of this information disclosure statement shall not be construed as a representation that a search has been made.

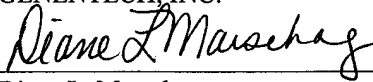
In accordance with 37 CFR §1.97(h), the filing of this information disclosure statement shall not be construed to be an admission that the information cited in the statement is, or is considered to be, material to patentability as defined in 37 CFR § 1.56(b).

In the event that the Office determines a fee to be due where none is specifically authorized in this paper, the U.S. Patent and Trademark Office is hereby authorized to charge Deposit Account No. 07-0630 in the amount of \$180.00 to cover the cost of this Information Disclosure Statement under 37 CFR §1.17(p).

Respectfully submitted,
GENENTECH, INC.

Date: September 11, 2002

By:



Diane L. Marschang

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